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PATENT

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1627

In re: Patent application of:
Duncan McGregor

Serial No.: 09/486,882

Filed: March 2, 2000

For: CHIMERIC BINDING PEPTIDE
LIBRARY SCREENING METHOD

Group Art Unit: 1627

Examiner: P. Ponnaluri

HIS
5/10/18
H10-02

COMMUNICATION

Commissioner for Patents
Washington, D.C. 20231

Sir:

This is submitted in response to an unnumbered paper bearing a mailing date of 27 September 2001 in which the Examiner raised an objection to the sequence listing submitted as a part of applicant's paper filed on 6 August 2001. No basis was stated for the objections other than that the sequences allegedly "do not comply with the sequence rules". The manner in which the sequences allegedly "do not comply with the sequence rules" was not stated nor was there any citation of any particular rule with which applicant's sequences failed to comport.

Applicant traverses the Examiner's position that the paper filed on 6 August 2001 was not fully responsive as respects the sequences and requests reconsideration of that paper and the sequences as set forth therein. Applicant submits that the sequences fully comport with the rules and that upon

reconsideration of the paper and the sequences submitted the application will be found to be in form for allowance.

In the event the Examiner persists in the position that the sequences are in non-compliance with the rules, applicant respectfully solicits an explicit recitation of where and how the sequences fail to comport with one or more rules, together with a citation to the specific rule or rule part with which there is non-compliance.

This paper is further submitted to make of record a telephone conference between undersigned counsel for the applicant and the Examiner which teleconference occurred on Thursday, 18 October 2001. The only matter of substance discussed was the objection in the 27 September 2001 paper to the sequence listings as set for the in applicant's paper dated 6 August 2001.

In the teleconference, applicant's counsel raised essentially the points set forth herein. The Examiner, while listening politely and being generally sympathetic with applicant's position, was unable to respond substantively without viewing the sequence listings in question because the file was not in her possession (and was unable to be located by the following day). Accordingly, applicant submits this paper to request reconsideration of the sequence listings tendered heretofore, and clarification of the record regarding the acceptability of those listings.



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Respectfully submitted,

Date: 19 October 2001

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**CERTIFICATE OF MAILING
UNDER 37 C.F.R. 1.8(a)**

I hereby certify that this paper, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date indicated below, with sufficient postage, as first class mail, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231

(signature)

BY: Sherry Barag

DATE: October 19, 2001